

REMARKS

Claims 1-20 are pending and under consideration. Claims 4, 5, 13 and 19 are objected to.

The §112 rejections regarding the rotating shaft to vary compression capacity of the compressor (claims 1 and 16), and the oil guide unit (claim 7) are overcome by the present claim amendments.

The rejections based on indefiniteness (claims 1, 6 and 16 and claims 4, 5, 7, 13, 19 and 20) are respectfully traversed. The Examiner's alleged indefiniteness comes from reading the claims in conjunction with the Specification. However, on their face, the elements of the claims recite the proper relationships therebetween and are therefore sufficiently definite. Whether the claimed shaft bearing is the upper or lower shaft bearing described in the Specification would not render the claim indefinite to one of ordinary skill in the art. Furthermore, the Examiner's requirement infringes on the applicant's right to claim the invention as broadly as possible.

The rejections based on Takebayashi are respectfully traversed.

Independent claim 1 recites a rotating shaft to rotate in a forward direction and a reverse direction to vary a compression capacity of the compressor. The Examiner admits that Takebayashi does not teach this feature, but instead relies upon Cho. However, it is submitted that the Examiner's combination is not proper, since the resulting apparatus would not have been operable. This is because Takebayashi is only operable in a single direction of the rotary shaft 5 therein. Specifically, Takebayashi discloses a single path of the oil from the oil supply pump P, to the delivery port 35 and ultimately to the oil outlet 48. If the direction of the shaft 5 therein were reversed, the oil would have been supplied to the supply pump P itself, in contrast to the purpose of the reference.

With respect to independent claim 6, this claim recites the oil guide comprising an oil passage extending along a central axis of the rotating shaft. It is respectfully submitted that Takebayashi does not teach or suggest this feature.

Accordingly, withdrawal of the rejections is requested.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

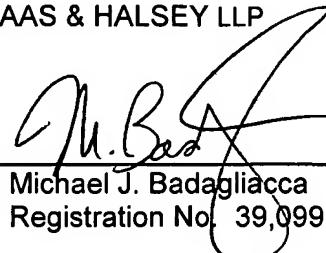
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If there are any additional fees associated with filing of this response, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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